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September 12, 2000

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Office of the Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, DC 20554

RE: Docket No. 96-98

Dear Secretary:

Enclosed for filing in the above-captioned case are an original and six (6) conformed copies of the MISSOURI PUBLIC SERVICE COMMISSION'S PETITION FOR DELEGATION OF AUTHORITY TO IMPLEMENT NUMBER POOLING IN THE 816 AREA CODE.

Please date stamp the extra copy, which is enclosed, and return it to me in the enclosed self-addressed envelope.

This filing has been mailed or hand-delivered this date to all counsel of record.

Thank you for your attention to this matter.

Sincerely yours,

Marc D. Poston
Senior Counsel
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Enclosure

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C.

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SEP 13 2000

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In the Matter of)
)
Missouri Public Service Commission's)
Petition for Additional Delegated) CC Docket No. 96-98
Authority to Implement Number)
Conservation Measures in the 314, 417,)
573, 636, 660 and 816 Area Codes.)

**MISSOURI PUBLIC SERVICE COMMISSION'S
PETITION FOR DELEGATION OF AUTHORITY
TO IMPLEMENT NUMBER POOLING IN THE 816 AREA CODE**

The Missouri Public Service Commission ("MoPSC") hereby requests the authority to implement thousands-block number pooling trials in the 816 Numbering Plan Area ("NPA") until national number conservation measures are implemented. On July 20, 2000, the Federal Communications Commission ("FCC") granted the MoPSC the authority to implement thousands-block number pooling trials in the 314 NPA.¹ In this petition, the MoPSC requests that the MoPSC be given the authority to implement thousands-block number pooling in the 816 NPA prior to its implementation of thousands-block pooling trials in the 314 NPA for the reasons discussed below.

On November 1, 1999, the MoPSC petitioned the FCC for the additional delegated authority to implement various area code conservation measures in the 314, 417, 573, 636, 660 and 816 area codes in the State of Missouri. In the FCC's March 31, 2000 *Report and Order and Further Notice of Proposed Rulemaking*, the FCC established three criteria to be established by

¹ *In the Matter of Numbering Resource Optimization*, CC Docket NO. 99-200 (DA 00-1616), July 30, 2000.

states in their petitions for pooling authority.² In its April 26, 2000 supplement, the MoPSC demonstrated these three criteria by showing that the 314 NPA was in jeopardy, that the 314 NPA was in one of the largest 100 MSAs, and that the 314 NPA has a remaining life span of at least a year. On July 20, 2000, the FCC granted the MoPSC additional delegated authority to implement number conservation measures, including the authority to implement thousands-block number pooling in the 314 NPA.

Currently before the MoPSC is a petition filed by NeuStar, Inc, the North American Numbering Plan Administrator ("NANPA") on behalf of the Missouri Telecommunications Industry, requesting approval of its relief plan for the 314 and 816 area codes. During the ongoing proceedings to examine the NANPA petition, the MoPSC determined that it would be in the public interest for the MoPSC to request authority to implement thousands-block pooling in the 816 NPA to address current exhaust concerns.

In its July 20, 2000 *Order*, the FCC stated:

[W]e seek to ensure that the benefits of thousands-block number pooling are realized as soon as feasible. Although the FCC's national thousands-block number pooling framework implements pooling on a numbering plan area (NPA) by NPA basis within the largest 100 Metropolitan Statistical Areas (MSAs), we will continue to grant states interim authority to implement pooling on an MSA by MSA basis within their states. A state may expand pooling to another MSA only after having implemented thousands-block number pooling in the initial MSA and after allowing carriers sufficient time to undertake necessary steps to accommodate thousands-block number pooling...

The MoPSC requests that the 816 NPA be designated the "initial MSA" pursuant to the above quote. The MoPSC further states that if this petition is granted, that the MoPSC would not expand pooling to another MSA (including the 314 NPA) until it implemented thousands-block

² *Numbering Resource Optimization, Report and Order and Further Notice of Proposed Rulemaking*, CC Docket No. 99-200, 15 FCC Rcd 7574, March 31, 2000.

number pooling in the 816 NPA and after having allowed carriers sufficient time to undertake necessary steps to accommodate thousands-block number pooling.

The 816 NPA meets two of the three criteria for receiving thousands-block number pooling authority and the MoPSC requests a “special circumstance” waiver of the third criteria. First, the 816 NPA encompasses the city of Kansas City, Missouri, which is in the Kansas City, Kansas metropolitan area, one of the largest 100 MSAs. In the Commission’s Deployment Schedule for Long-Term Database Methods for Local Number Portability found at Title 47 C.F.R. Part 52 – Appendix to Part 52, the largest 100 MSAs are listed. Attachment A contains the Appendix to Part 52 and ranks Kansas City among the largest 100 MSAs at number twenty-eight (28).

Second, the 816 NPA has a remaining life span of at least one year. Attachment B is a table from the NANPA web page³ that lists the status of active and pending NPA relief projects. This table demonstrates that the projected exhaust date for the 816 NPA is in the first quarter of the year 2002.

Third, the 816 NPA is not in jeopardy status. However, due to “special circumstances,” the MoPSC requests that the Commission waive this last criterion. With the approaching exhaust date for the 314 NPA (second quarter of 2001), thousands-block number pooling would be more effective in the 816 NPA as number resources in the 816 NPA rapidly deplete. If given this authority, the MoPSC would have the ability to implement thousands-block number pooling in light of the eminent jeopardy status designation for the 816 NPA.

For these reasons, the MoPSC respectfully requests the authority to implement thousands-block number pooling trials in the 816 NPA. If given this authority, the MoPSC will

³ <http://www.nanpa.com/>.

consider the 816 NPA the initial MSA for thousands-block number pooling purposes and will expand to the 314 NPA only after having implemented thousands-block number pooling in the 816 NPA and after having allowed carriers sufficient time to undertake necessary steps to accommodate thousands-block number pooling.

Respectfully submitted,

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Certificate of Service

I hereby certify that copies of the foregoing have been mailed or hand-delivered to all counsel of record as shown on the attached service list this 12th day of September 2000.



[Code of Federal Regulations]
 [Title 47, Volume 3, Parts 40 to 69]
 [Revised as of October 1, 1999]
 From the U.S. Government Printing Office via GPO Access
 [CITE: 47CFR52.109]

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TELECOMMUNICATION

CHAPTER I--FEDERAL COMMUNICATIONS COMMISSION--(CONTINUED)

PART 52--NUMBERING--Table of Contents

Subpart D--Toll Free Numbers

Sec. 52.109 Permanent cap on number reservations.

(a) A Responsible Organization may have in reserve status, at any one time, either 2000 toll free numbers or 7.5 percent of that Responsible Organization's numbers in working status, whichever is greater.

(b) A Responsible Organization shall never reserve more than 3 percent of the quantity of toll free numbers in spare status as of the previous Sunday at 12:01 a.m. Eastern Time.

(c) The Common Carrier Bureau shall modify the quantity of numbers a Responsible Organization may have in reserve status or the percentage of numbers in the spare poll that a Responsible Organization may reserve when exigent circumstances make such action necessary. The Common Carrier Bureau shall establish, modify, and monitor toll free number conservation plans when exigent circumstances necessitate such action.

Appendix to Part 52--Deployment Schedule for Long-Term Database Methods for Local Number Portability

Implementation must be completed by the carriers in the relevant MSAs during the periods specified below:

Phase I--10/1/97-3/31/98

| | |
|-----------------------|----|
| Chicago, IL..... | 3 |
| Philadelphia, PA..... | 4 |
| Atlanta, GA..... | 8 |
| New York, NY..... | 2 |
| Los Angeles, CA..... | 1 |
| Houston, TX..... | 7 |
| Minneapolis, MN..... | 12 |

Phase II--1/1/98-5/15/98

| | |
|--------------------|----|
| Detroit, MI..... | 6 |
| Cleveland, OH..... | 20 |

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| | |
|--------------------------|----|
| Washington, DC..... | 5 |
| Baltimore, MD..... | 18 |
| Miami, FL..... | 24 |
| Fort Lauderdale, FL..... | 39 |
| Orlando, FL..... | 40 |
| Cincinnati, OH..... | 30 |

Attachment A

| | |
|--------------------|----|
| Tampa, FL..... | 23 |
| Boston, MA..... | 9 |
| Riverside, CA..... | 10 |
| San Diego, CA..... | 14 |
| Dallas, TX..... | 11 |
| St. Louis, MO..... | 16 |
| Phoenix, AZ..... | 17 |
| Seattle, WA..... | 22 |

Phase III--4/1/98-6/30/98

| | |
|------------------------|----|
| Indianapolis, IN..... | 34 |
| Milwaukee, WI..... | 35 |
| Columbus, OH..... | 38 |
| Pittsburgh, PA..... | 19 |
| Newark, NJ..... | 25 |
| Norfolk, VA..... | 32 |
| New Orleans, LA..... | 41 |
| Charlotte, NC..... | 43 |
| Greensboro, NC..... | 48 |
| Nashville, TN..... | 51 |
| Las Vegas, NV..... | 50 |
| Nassau, NY..... | 13 |
| Buffalo, NY..... | 44 |
| Orange Co, CA..... | 15 |
| Oakland, CA..... | 21 |
| San Francisco, CA..... | 29 |
| Rochester, NY..... | 49 |
| Kansas City, KS..... | 28 |
| Fort Worth, TX..... | 33 |
| Hartford, CT..... | 46 |
| Denver, CO..... | 26 |
| Portland, OR..... | 27 |

Phase IV--7/1/98-9/30/98

| | |
|--------------------------|----|
| Grand Rapids, MI..... | 56 |
| Dayton, OH..... | 61 |
| Akron, OH..... | 73 |
| Gary, IN..... | 80 |
| Bergen, NJ..... | 42 |
| Middlesex, NJ..... | 52 |
| Monmouth, NJ..... | 54 |
| Richmond, VA..... | 63 |
| Memphis, TN..... | 53 |
| Louisville, KY..... | 57 |
| Jacksonville, FL..... | 58 |
| Raleigh, NC..... | 59 |
| West Palm Beach, FL..... | 62 |
| Greenville, SC..... | 66 |
| Honolulu, HI..... | 65 |
| Providence, RI..... | 47 |
| Albany, NY..... | 64 |
| San Jose, CA..... | 31 |
| Sacramento, CA..... | 36 |
| Fresno, CA..... | 68 |
| San Antonio, TX..... | 37 |
| Oklahoma City, OK..... | 55 |
| Austin, TX..... | 60 |
| Salt Lake City, UT..... | 45 |
| Tucson, AZ..... | 71 |

Phase V--10/1/98-12/31/98

| | |
|----------------------|-----|
| Toledo, OH..... | 81 |
| Youngstown, OH..... | 85 |
| Ann Arbor, MI..... | 95 |
| Fort Wayne, IN..... | 100 |
| Scranton, PA..... | 78 |
| Allentown, PA..... | 82 |
| Harrisburg, PA..... | 83 |
| Jersey City, NJ..... | 88 |
| Wilmington, DE..... | 89 |
| Birmingham, AL..... | 67 |
| Knoxville, KY..... | 79 |
| Baton Rouge, LA..... | 87 |
| Charleston, SC..... | 92 |
| Sarasota, FL..... | 93 |
| Mobile, AL..... | 96 |
| Columbia, SC..... | 98 |
| Tulsa, OK..... | 70 |
| Syracuse, NY..... | 69 |
| Springfield, MA..... | 86 |
| Ventura, CA..... | 72 |
| Bakersfield, CA..... | 84 |
| Stockton, CA..... | 94 |
| Vallejo, CA..... | 99 |
| El Paso, TX..... | 74 |
| Little Rock, AR..... | 90 |
| Wichita, KS..... | 97 |
| New Haven, CT..... | 91 |
| Omaha, NE..... | 75 |
| Albuquerque, NM..... | 76 |
| Tacoma, WA..... | 77 |

[62 FR 18295, Apr. 15, 1997]

Effective Date Note: At 62 FR 18295, Apr. 15, 1997, the appendix to part 52 was revised. This appendix contains information collection and recordkeeping requirements and will not become effective until approval has been given by the Office of Management and Budget.

STATUS OF ACTIVE AND PENDING NPA RELIEF PROJECTS

| NPA | 804 | 805 | 810 | 815 | 816 | 817 | 818 |
|-----------------------------|------------------|------------|--|---------|------------|-----------------------|-------------------------|
| Location | VA | CA | MI | IL | MO | TX | CA |
| Exhaust | 2Q2002 | 4Q2003 | 2Q2001 | 2Q2002 | 1Q2002 | 3Q2000 | 4Q2003 |
| Relief Status | Active | Active | Active | Active | Active | Active | Active |
| Industry Notice | 3/23/99 | 6/30/99 | 3/17/99 | 3/22/00 | 9/28/99 | 3/18/99 | 6/1/98 |
| IPD Distribution | 4/6/99 | 7/14/99 | 4/20/99 | 4/5/00 | 10/12/99 | 4/7/99 | 6/1/98 |
| Relief Meeting(s) | 5/4/99 | 8/11/99 | 5/18/99 | 5/3/00 | 11/9/00 | 5/5/99 | 6/10/98 |
| | | 2/2/00 | | | | 5/25/99 | 7/21/98 |
| | | 5/10/00 | | | | | 8/24/99 |
| | | | | | | | 10/1/98 |
| | | | | | | | 12/9/98 |
| Technical Meeting(s) | | | | | | 4/6/99 6/28/99 | |
| Local Jurisdiction Mtg. | - | 2/2/00 | | | | | 10/1/98 |
| Public Meeting(s) | 3/6/00 3/9/00 | 3/8/00 (2) | | | 4/24/00(3) | 11/8/99(2) | 11/4/98 |
| | 3/27/00 | 3/9/00 | | | 5/3/00(3) | 11/9/99 | 11/5/98 |
| | | | | | | 11/10/99 | |
| Relief Filed w/PSC | | 7/17/00 | NA | 6/29/00 | 12/17/99 | 7/30/99 | 2/12/99 |
| Approval Requested By | | | | | 3/1/00 | | |
| PSC Approval Received | | | 7/1/99 | | | 1/3/00 | 10/7/99 |
| Type of Approved Relief | | | Overlay | | | Overlay | Split |
| Start of Permissive Dialing | | | Suspended | | | 4/8/00 | TBD |
| Mandatory Dialing | | | Suspended | | | 10/7/00 | TBD |
| End of Recorded Answer | | | | | | 12/9/00 | |
| NPA Assignment Request | | | 7/8/99 | | | 1/14/00 | 10/18/99 |
| New code(s) assigned | | | 586 | | | 682 | 747 |
| Implementation Meeting | | | 8/17/99 | | | 2/2/00 | |
| PL Published | | | 9/2/99 PL-NANP-192 3/3/00 PL-NANP-221 | | | 3/2/00 PL-NANP-220 | |
| Jeopardy Factor - PL | 5/10/99 | 8/19/99 | 4/2/99-178 | 7/25/00 | | 6/23/99-186 | 5/21/98-130 |
| Jeopardy Meeting(s) | 6/7/99 | 8/31/99 | 4/21/99 | 8/17/00 | | 7/21/99 | 6/10/98 |
| | 8/3/99 | | 5/18/99 | | | | |
| | | | 7/12/00 | | | | |
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |
| In Relisting (Y/N) | Y | Y | Y | Y | N | Y | Y |
| Monthly Relisting | 6 | 5 | 3 | 5 | | 11 | 3 |
| Notes: | 804-1 804-2 | 805-1 | 810-1 810-2 810-3 810-4 | 815-1 | | | 818-1 818-2 818-3 |

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